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13 Attorneys for Plaintiffs PHILIP NGUYEN and EFREN MANILA
14

15 UNITED STATES DISTRICT COURT
16 NORTHERN DISTRICT OF CALIFORNIA

17 PHILIP NGUYEN, EFREN MANILA,
18 on behalf of themselves and all others
similarly situated,

19 Plaintiffs,

20 v.

21 3M COMPANY, a Delaware
22 Corporation, and DOES 1 through 100,
inclusive,

23 Defendant.
24

CASE NO. 4:10-cv-04064-SBA

Judge: Hon. Sandra B. Armstrong
Action Date: June 18, 2010

**STIPULATION BY THE PARTIES
AND ~~PROPOSED~~ ORDER**

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1 Plaintiffs PHILIP NGUYEN and EFREN MANILA (collectively,
2 "Plaintiffs") and Defendant 3M COMPANY ("3M"), by and through their counsel
3 of record, hereby stipulate as follows:
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5 1. There is a motion to transfer venue of this action pending before the
6 Northern District of California which has been held in abeyance pending the hearing
7 on the motion to remand the action which is set for hearing on January 11, 2011.
8 This stipulation does not affect the pending motion to transfer venue or the motion
9 to remand the action.
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11 2. Pursuant to the September 10, 2010 Order of Magistrate Judge Laporte,
12 the deadline for the parties to serve their Initial Disclosures and file the Rule 26(f)
13 Report is December 14, 2010. This action has now been assigned for trial to District
14 Judge Armstrong and the Initial Case Management Conference has been continued
15 to January 19, 2011. The parties agree that they shall serve their Initial Disclosures
16 and file the Rule 26(f) report no later than January 12, 2011, a week before the
17 Initial Case Management Conference set for January 19, 2011.
18

19 3. Plaintiffs have served First Set of Special Interrogatories and First Set
20 of Document Production Requests on 3M. 3M has served Requests for Production
21 of Documents, Set One on Plaintiff NGUYEN and Requests for Production of
22 Documents, Set One on Plaintiff MANILA and served deposition notices for both
23 Plaintiffs. The deadline for responses to the pending written discovery is December
24 17, 2010 pursuant to the Federal Rules of Civil Procedure. The parties agree that
25 the deadline to serve written responses and produce documents responsive to the
26 presently pending written discovery shall be extended to January 14, 2011. Service
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1 of the written discovery responses and responsive documents (if any) shall be by
2 personal service or other means calculated to be received no later than close of
3 business on January 14, 2011.

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5 4. The parties have discussed alternative dates for the depositions of
6 Plaintiff NGUYEN and Plaintiff MANILA. The parties agree that the depositions
7 of NGUYEN and MANILA shall proceed during either the week of January 24 or
8 the week of January 31, 2011. The parties shall make reasonable efforts to
9 coordinate the exact dates based upon counsels' and parties' schedules.

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11 IT IS SO STIPULATED.

12 Dated: December 15, 2010 JAMES HAWKINS, APLC

13
14 By: /s/ James R. Hawkins

15 James R. Hawkins
16 Attorneys for Plaintiffs

17 PHILIP NGUYEN and EFREN MANILA

18 Dated: December 15, 2010 STOKES ROBERTS & WAGNER

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20 By: /s/ Maria C. Roberts

21 Maria C. Roberts
22 Attorneys for Defendant
23 3M COMPANY

24 IT IS SO ORDERED.

25
26 Dated: December 27, 2010

27 By: 
28 Hon. Sandra Brown Armstrong
United States District Judge